

Remarks**I. Response to Rejections under 35 USC§103**

At page 3, item 6, of the Office Action claims 2, 4-7, 9-13, and 15-20 are rejected under 35 USC 103(a) as being unpatentable over Bornstein (US Patent Number 6,424,362) in view of Gong et al. (US Published Patent Application 20020138528, having a priority date of 12/12/2000, and hereinafter referred to as "Gong").

At page 8, item 7, of the Office Action claims 3, 8, and 14 are rejected under 35 USC 103(a) as being unpatentable over Bornstein (US Patent Number 6,424,362), in view of "Gong" (as identified hereinabove), and further in view of Kupiec et al. (US Patent 6,766,287).

The earliest effective date of Gong is 12/12/2000 which is prior to the filing date of 12/15/2000 of the present patent application. Accompanying this Response is a Declaration of Prior Invention under 37 C.F.R. 1.131 to establish conception of the subject matter of the present patent application prior to the earliest effective date of 12/12/2000 of Gong, coupled with due diligence from prior to the earliest effective date of Gong up to the filing date of the present patent application (i.e., constructive reduction to practice). Applicant, therefore, respectfully requests consideration of the Declaration of Prior Invention under 37 C.F.R. 1.131.

In view of the above, Applicant submits that *Gong does not qualify as a reference under 35 U.S.C. 103(a)*. Applicant, therefore respectfully requests that the rejection to claims 2-11, and 13-20 be withdrawn.

II. Additional Fees

It is not believed that additional fees are due at this time; however, if any additional fee is required in connection with the filing of this Amendment, please charge the fee to Deposit Account No. 08-2025.

Respectfully Submitted,
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